



CANNON BUILDING
861 SILVER LAKE BLVD., SUITE 203
DOVER, DELAWARE 19904-2467

STATE OF DELAWARE
DEPARTMENT OF STATE
DIVISION OF PROFESSIONAL REGULATION

TELEPHONE: (302) 744-4500
FAX: (302) 739-2711
WEBSITE: WWW.DPR.DELAWARE.GOV

PUBLIC MEETING MINUTES:	BOARD OF MENTAL HEALTH AND CHEMICAL DEPENDENCY PROFESSIONALS
MEETING DATE AND TIME:	Wednesday, October 26, 2011 at 12:00 p.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room A , second floor of the Cannon Building
MINUTES APPROVED	12/14/2011

MEMBERS PRESENT

Lisa Ritchie, Professional Member, **Vice President**, Presiding
Dr. William Northey, LMFT, **Secretary**
Ruth Banta, Public Member
Daniel Cherneski, LMFT
Daniel Cooper, LPCMH
Gregg Drevno, LPCMH
Joan McDonough, Public Member
Vera Murrell, Public Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Danny Stevenson, Deputy Attorney General
Jessica Williams, Administrative Specialist II

MEMBERS ABSENT

Mary Davis, LCDP
Robert Doyle, Public Member, **President**
Julius Mullen, LPCMH
Tracy Hansen, LMFT

ALSO PRESENT

Vera Seitz, Wilcox & Fetzer

CALL TO ORDER

Ms. Ritchie called the meeting to order at 12:05 p.m.

REVIEW OF MINUTES

MHCDP Meeting Minutes – September 28, 2011

The Board reviewed the September 28, 2011 meeting minutes for approval. Mr. Cherneski made a motion, seconded by Ms. Banta, to approve the minutes as amended. Motion unanimously carried.

UNFINISHED BUSINESS

Sign Final Order from the Rules and Regulations Hearing Held on September 28, 2011

The Board members who attended the hearing affixed their signatures to the Order.

Sign Final Order from the September 28, 2011 Proposal to Deny Hearing for Sara Brinkerhoff

The Board members who attended the hearing affixed their signatures to the Order.

Recommendations from the Legislative Committee

Dr. Northey advised the Board that the Legislative Committee met prior to today's meeting to discuss possible legislative changes. It was determined that adjustments are needed in the regulations in regards to defining direct supervision for licensed professional counselors. The Committee is also recommending that the Board pursue a practice act to future protect the public from untrained professionals claiming to be counselors. Dr. Northey advised the Board that the Committee scheduled another meeting for December 14, 2011 at 11:00 a.m.

Mr. Cherneski made a motion, seconded by Ms. Murrell, to accept the recommendations from the Legislative Committee and for Mr. Stevenson to draft a letter to Mr. Collins in regards to the proposed legislation.

Review Request to Withdraw Previously Proposed to Deny LPCMH Application for Roseann Walsh

Ms. Williams informed the Board that Ms. Walsh submitted correspondence requesting that her previously proposed to deny LPCMH application be withdrawn. Mr. Cherneski made a motion, seconded by Dr. Drevno, to accept the withdraw request. Motion unanimously carried.

Review Previously Tabled LPCMH Application for Christopher Morkides

The Board reviewed the previously tabled LPCMH application for Christopher Morkides. Mr. Cherneski made a motion, seconded by Dr. Drevno, to approve the application. Motion unanimously carried.

Review Previously Tabled LACMH Application for Jeni McHugh

The Board reviewed the previously tabled LACMH application for Jeni McHugh. Mr. Cooper made a motion, seconded by Dr. Drevno, to approve the application. Motion unanimously carried.

RULE TO SHOW CAUSE HEARING

At 12:53 p.m., Ms. Ritchie called the rule to show cause hearing to order for Melissa Weyl. Verbatim testimony was taken by the court reporter. Mr. Stevenson stated the reason for the hearing and had the following items marked as Board Exhibit 1 for the record: a copy of the hearing notice, CE credits completed by Ms. Weyl, a letter notifying Ms. Weyl of her non-compliance with CE requirements, Ms. Weyl's letter to the Board, and a copy of the certified mail green card showing notice. Ms. Weyl was not present for the hearing.

At 12:55 p.m., the Board went off the record for deliberations. At 1:03 p.m., the Board went back on the record. Mr. Cherneski made a motion, seconded by Mr. Cooper, that Ms. Weyl falsely attested to completing the required CE on her licensure renewal and as a consequence the Board imposed

the following sanctions: suspend her license indefinitely; in order to lift the suspension, Ms. Weyl must complete 11.5 hours of face to face continuing education (which cannot be used towards the next licensure cycle), complete 6 hours of face to face continuing education focusing on ethics (pre-approved by the Board); and request in writing that the suspension be lifted once all terms are met and proof is submitted. Motion unanimously carried.

NEW BUSINESS

Review of Application for LPCMH Licensure by Certification – Catherine Black

The Board reviewed Catherine Black's application for LPCMH licensure by certification. Mr. Cooper made a motion, seconded by Mr. Cherneski, to **table** the application for validation of clinical basis of work in a school setting. Motion unanimously carried.

Review of Application for LPCMH Licensure by Certification – Sophia Sills-Tailor

The Board reviewed Sophia Sills-Tailor's application for LPCMH licensure by certification. Mr. Cooper made a motion, seconded by Mr. Cherneski, to **propose to deny** the application, due to the fact that the degree of record was conferred in 2010; which would not make the applicant eligible for licensure until 2012. Motion unanimously carried.

Review of Application for LPCMH Licensure by Reciprocity – Michael Lavetsky

The Board reviewed Michael Lavetsky's application for LPCMH licensure by reciprocity. Mr. Cherneski made a motion, seconded by Dr. Northey, to **approve** the application. Motion unanimously carried.

Review of Application for LPCMH Licensure by Reciprocity – Janice Ward

The Board reviewed Janice Ward's application for LPCMH licensure by reciprocity. Mr. Cooper made a motion, seconded by Dr. Drevno, to **approve** the application. Motion unanimously carried.

Review of Application for LPCMH Licensure by Reciprocity – Johanna Kane

The Board reviewed Johanna Kane's application for LPCMH licensure by reciprocity. Mr. Cherneski made a motion, seconded by Dr. Drevno, to **propose to deny** the application, based on the fact that her certifying organization is not nationally recognized. Motion unanimously carried.

Review of Application for LCDP – Henry Coffield

The Board reviewed Henry Coffield's application for LCDP licensure. Dr. Northey made a motion, seconded by Dr. Drevno to **table** the application due to the fact that Mr. Coffield only listed 249 hours of supervised experience on his application; which conflicts with the supervisory reference forms which were submitted. Motion carried with Ms. Ritchie abstaining.

Review Request from Moneak Baskerville Regarding Reconsideration of Final Order

The Board reviewed Ms. Baskerville's request for reconsideration of the Board's final Order. Mr. Cooper made a motion, seconded by Dr. Drevno, not to reconsider the decisions made in the Final Order. Motion carried with Dr. Northey abstaining.

Review Request from Crystal Lattanzio Regarding Reinstatement of LPCMH License

The Board reviewed Ms. Lattanzio's request for reinstatement of her LPCMH license. Ms. Lattanzio submitted documentation to the Board which showed that she is currently licensed but is on six month's probation in the State of Pennsylvania. Mr. Cherneski made a motion, seconded by Dr. Drevno to deny Ms. Lattanzio's request for reinstatement, based on the fact that she has not met the second condition of her Order in Delaware; which states that she must show the Board that she can competently and safely practice as a LPCMH. When Ms. Lattanzio's probation is complete in Pennsylvania, she will need to provide Delaware with a copy of the documentation that she provided in Pennsylvania to remove the probation, in order to meet the second requirement in the Order.

Assign Complaints

Complaint number 33-06-11 was assigned to Dr. Drevno.

New Board/Commission Member Training – November 18, 2011

Ms. Williams reminded the Board to mark their calendars for the New Board/Commission Member Training which will be held on November 18, 2011 at the Duncan Center. She also informed the Board that registration e-mails have been sent out.

Review Proposed Meeting Dates for 2012

The Board reviewed the proposed meeting dates for 2012, the Board will continue to meet on the fourth Wednesday of the month with the exception of August and November.

Discussion Regarding Rule Change for LMFT & LACMH Examinations

Ms. Williams informed the Board that the regulations currently require that an applicant receive at least a 70% on the exam to pass, but the testing service also computes a passing grade. The Board determined that based on how the passing grade is computed with the testing service that it be best to allow the testing service to determine the passing grade. A rules and regulations hearing will be scheduled.

Correspondence

Review Correspondence from the American Counseling Association

The Board reviewed the correspondence from the ACA, Dr. Drevno made a motion, seconded by Mr. Cherneski to take no action at this time. Motion unanimously carried.

Other Business (for discussion only)

Mr. Cooper inquired about possibly setting up a "state-specific" exam, which licensees would have to complete, to prove that they are knowledgeable and competent in regards to the statute as well as the rules and regulations. Mr. Cooper will address this topic in further detail at the legislative committee meeting.

Ms. Murrell advised the Board that this will be her last meeting and thanked the Board for their contributions to the public.

Public Comment

There was no public comment.

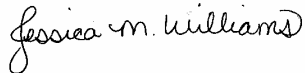
Next Meeting Date

The Board's next meeting is scheduled for December 14, 2011, at 12:00 p.m., in Conference Room A of the Cannon Bldg., 861 Silver Lake Blvd., Dover, Delaware.

Adjournment

Mr. Cherneski made a motion, seconded by Dr. Drevno, to adjourn. Motion unanimously carried. There being no further business before the Board, the meeting adjourned at 1:47 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Jessica M. Williams". The signature is written in black ink on a white rectangular background.

Jessica Williams
Administrative Specialist II